

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

CENGAGE LEARNING, INC., BEDFORD,
FREEMAN & WORTH PUBLISHING GROUP, LLC
d/b/a MACMILLAN LEARNING, MCGRAW HILL
LLC, and PEARSON EDUCATION, INC.,

Plaintiffs,

V.

DOES 1 – 50 d/b/a Library Genesis, bookwarrior, cdn1.booksdl.org, jlibgen.tk, libgen.ee, libgen.fun, libgen.gs, libgen.is, libgen.lc, libgen.li, libgen.pm, libgen.rocks, libgen.rs, libgen.space, libgen.st, libgen.su, library.lol, and llhlf.com,

Defendants.

Civil Action No. 23-cv-08136-CM

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 10/10/2023

1000 ENDORSED

PLAINTIFFS' MOTION TO SERVE DEFENDANTS BY EMAIL

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law and the Declarations of Dan Seymour and Kevin Lindsey filed in support, and the entire record herein, Cengage Learning, Inc., Bedford, Freeman & Worth Publishing Group, LLC d/b/a Macmillan Learning, McGraw Hill LLC, and Pearson Education, Inc. (collectively, "Plaintiffs") hereby move for an Order authorizing Plaintiffs to serve Defendants with the Complaint and Summons, and the other papers required to be served in this case, by electronic means. As set forth in Plaintiffs' Memorandum of Law, Defendants locations are unknown, and email is the best way to provide them with notice of this action. Plaintiffs' Motion should be granted pursuant to Federal Rule of Civil Procedure 4(f)(3), which is applicable to Defendants located abroad, or, if any Defendants are located in the United States, N.Y. Civil Practice Law and Rule § 308(5).

10/10/2023 After renewing the papers filed in support of the motion, and being counsel that counsel for plaintiffs have expanded every event for learning the identity of the entities behind these email addresses. The motion for permission to serve by email is granted. As prior communications sent to the emails listed in the

Dated: October 9, 2023

Respectfully submitted.

/s/ Kevin Lindsey
Kevin Lindsey (*pro hac vice*)

Matthew J. Oppenheim

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